

**STATEMENT OF PROCEEDINGS FOR THE REGULAR MEETING OF THE
CITY OF MAYWOOD OVERSIGHT BOARD**

**CITY OF MAYWOOD
CITY COUNCIL CHAMBERS
4319 EAST SLAUSON AVENUE
MAYWOOD, CALIFORNIA 90270**

Wednesday, December 12, 2012

9:30 a.m.

AUDIO LINK FOR THE ENTIRE MEETING. (13-0067)

Attachments: [Audio](#)

I. CALL TO ORDER

Chair Lilian Myers called the meeting to order at 9:35 a.m.

II. ROLL CALL

Ivonne Umaña, Administrative Staff, called the roll.

**Present: Board Members Eduardo Adame, Sam Pedroza,
Andrew Sanchez, John Walsh and Chair Lilian Myers**

Absent: Board Member Louisa Ollague and Vice Chair Oscar Magaña

III. PLEDGE OF ALLEGIANCE

Board Member Pedroza led the Pledge of Allegiance.

IV. STAFF COMMUNICATIONS

This time is set aside for Successor Agency staff to update the Board on important items initiated by staff or previously requested by the Oversight Board.

Yolanda Summerhill, Successor Agency Legal Counsel, reported on a meeting between Successor Agency staff and the Department of Finance (DOF) regarding an item on the Recognized Scheduled Payment Obligation for the period of January 1, 2013 through June 30, 2013 (ROPS 3), city loans from the Redevelopment Agency. Ms. Summerhill explained that Successor Agency staff provided information at the meeting demonstrating that the loans are enforceable obligations but discovered that the DOF is denying city loans from Redevelopment Agencies on the ROPS 3 throughout the entire state. After a finding of completion is issued, the Department of Finance (DOF) will once again treat city loans as enforceable obligations.

Board Member Pedroza inquired whether there is any legislation pending that will address this issue. Ms. Summerhill responded that there is no such legislation being considered at the moment, and the DOF's interpretation of the law is that loans should not be treated as enforceable obligations until after the finding of completion is issued. Board Member Adame asked about the date that the finding of completion could be expected. Ms. Summerhill stated that she will refer to the statute and provide that information.

V. PUBLIC PARTICIPATION (AGENDA ITEMS ONLY)

At this time speakers wishing to address the Oversight Board on an item on the agenda will be called upon in the order that the speaker card is received. The maximum time allotted for individuals to speak shall not exceed three (3) minutes.

There was none.

VI. ADMINISTRATIVE MATTERS

1. Recommendation: Approve the minutes from the Special Meeting of August 15, 2012. (12-5253)

Ivonne Umaña, Administrative Staff, noted that a quorum of members present at the August 15, 2012 meeting was not currently present, and recommended continuing this item to the next meeting.

By Common Consent, there being no objection (Board Member Ollague and Vice Chair Oscar Magaña being absent), the Oversight Board continued this item to January 9, 2013.

Attachments: [August 15, 2102 Minutes](#)

2. Recommendation: Approve the minutes from the Special Meeting of August 29, 2012. (12-5254)

On motion of Board Member Pedroza, seconded by Board Member Adame, duly carried by the following vote, the Oversight Board approved the August 29, 2012 Minutes:

Ayes: 5 - Board Members Adame, Pedroza, Sanchez, Walsh and Chair Myers

Absent: 2 - Board Member Ollague and Vice Chair Magaña

Attachments: [August 29, 2012 Minutes](#)

3. Recommendation: Approve the minutes from the Special Meeting of October 3, 2012. (12-5255)

Ivonne Umaña, Administrative Staff, noted that Board Member Pedroza and Vice Chair Magaña were absent from the October 3, 2012 meeting.

On motion of Board Member Sanchez, seconded by Board Member Walsh, duly carried by the following vote the Board approved the October 3, 2012 Minutes:

Ayes: 4 - Board Members Adame, Sanchez, Walsh and Chair Myers

Abstentions: 1 - Board Member Pedroza

Absent: 2 - Board Member Ollague and Vice Chair Magaña

Attachments: [October 3, 2012 Minutes](#)

4. Recommendation: Approve the minutes from the Special Meeting of October 11, 2012. (12-5256)

Chair Myers noted a spelling error.

On motion of Board Member Pedroza, seconded by Board Member Adame, duly carried by the following vote, the Oversight Board approved the October 11, 2012 Minutes with the spelling correction on the cover from "Meyers" to "Myers":

Ayes: 4 - Board Members Adame, Pedroza, Walsh and Chair Myers

Abstentions: 1 - Board Member Sanchez

Absent: 2 - Board Member Ollague and Vice Chair Magaña

Attachments: [October 11, 2012 Minutes](#)

VII. DISCUSSION

5. Discussion on the All Funds Due Diligence Review (DDR) report as prepared by an independent Auditor and convene a public comment session. (12-5657)

Andre Dupre, Project Manager, presented a brief review of the Non Housing Funds Due Diligence Review (DDR) report and explained that the Successor Agency must remit \$4,808 to the County of Los Angeles. Mr. Dupret further apprised the Oversight Board that one of the requirements of this review is to open a public comment session regarding the DDR report for the duration of five business days, and submit the approved report by January 15, 2013.

On motion of Board Member Walsh, seconded by Board Member Pedroza, duly carried by the following vote, the Oversight Board opened the public comment session for the Non Housing Funds Due Diligence Review:

Ayes: 5 - Board Members Adame, Pedroza, Sanchez, Walsh and Chair Myers

Absent: 2 - Board Member Ollague and Vice Chair Magaña

Attachments: [Staff Report](#)
[All Fund Due Diligence Review](#)
[Resolution](#)

6. Update on the correspondence received from the County of Los Angeles Auditor-Controller pertaining to the findings on ROPS 3 for the period of January 1, 2013 through June 30, 2013, as requested by the Oversight Board on August 29, 2012. (12-5258)

Andre Dupret, Project Manager, informed the Oversight Board that Regina Tercero, City Finance Director, was detained and will not be available to update the Oversight Board on the findings of ROPS 3, and suggested that the Oversight Board continue this item to the next meeting.

On motion of Board Member Pedroza, seconded by Board Member Walsh, duly carried by the following vote, the Oversight Board continued this item to January 9, 2013:

Ayes: 5 - Board Members Adame, Pedroza, Sanchez, Walsh and Chair Myers

Absent: 2 - Board Member Ollague and Vice Chair Magaña

7. Report by the Successor Agency on the determination of reasonable rates available and what conditions need to be met to achieve a lower rate for the Bond Debt, as requested by the Oversight Board at the meeting of August 15, 2012. (12-5259)

Yolanda Summerhill, Successor Agency Legal Counsel, recommended that this item be continued to the next meeting of the Oversight Board on January 9, 2013, and explained that due to the time and effort necessary to complete the Due Diligence Review, sufficient information is not yet available concerning this item. Ms. Summerhill added that the Oversight Board cannot act on this item until the Department of Finance issues a Finding of Completion, after, which the Oversight Board will have the authority to act on the bonds.

By Common Consent, there being no objection (Board Member Ollague and Vice Chair Magaña being absent), the Oversight Board continued this item to January 9, 2013.

8. Report by the Successor Agency on the Department of Finance response to the Oversight Board's inquiry of what the CAP should be and what DOF suggests/recommends with respect what other Successor Agencies are doing pertaining to renegotiating Bonds, including the term of the loan, proposed end date and reasonable interest rate that would be acceptable, as requested by the Oversight Board on August 15, 2012. (12-5260)

Yolanda Summerhill, Successor Agency Legal Counsel, provided a brief overview of this item and informed the Oversight Board that the Successor Agency has still not received a response to inquiries sent to the Department of Finance (DOF) pertaining to CAP and DOF's suggestions/recommendations with respect to what other Successor Agencies are doing pertaining to Bonds.

Chair Myers recommended that this item be continued to the next meeting.

By Common Consent, there being no objection (Board Member Ollague and Vice Chair Magaña being absent), the Oversight Board continued this item to January 9, 2013.

9. Status update from the Ad Hoc Committee pertaining to the consideration of potential candidates for Legal Counsel services for the Oversight Board.
(12-4106)

Chair Myers apprised the Oversight Board and explained that the Ad Hoc Committee has not yet made a determination on the potential candidates due to time constraints and the need for additional information.

Board Member Walsh recommended to the Oversight Board moving forward with the process of retaining legal counsel, and derived the information from the October 3, 2012 minutes (pages 3 and 4) as part of the requirements for the supplemental information needed from the potential candidates as for legal counsel and directed the Successor Agency staff to send out a letter with the Supplemental Questionnaire to the potential candidates as soon as possible.

On motion of Board Member Walsh, seconded by Board Member Pedroza, duly carried by the following vote, the Oversight Board directed the Successor Agency staff to derived a portion of the October 3, 2012 Minutes (pages 3 and 4) to create a Supplemental Questionnaire and send out with a cover letter to all potential legal counsel candidates:

Ayes: 5 - Board Members Adame, Pedroza, Sanchez, Walsh and Chair Myers

Absent: 2 - Board Member Ollague and Vice Chair Magaña

Attachments: [Staff Report](#)
[Summary of Proposals](#)
[Request for Proposals](#)

VIII. MISCELLANEOUS

At this time speakers wishing to address the Oversight Board on an item that is not on the agenda will be called upon in the order that the speaker card is received. The maximum time allotted for individuals to speak shall not exceed three (3) minutes. Further, in accordance with State law, the Oversight Board may not take action or entertain extended discussion on a topic not listed on the agenda. Please show courtesy to other and direct all of your comments to the Chair.

There were none.

IX. ADJOURNMENT

The meeting adjourned at 10:00 a.m. The next meeting is scheduled for January 9, 2013 at 9:30 a.m.